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MAR 03 2005

ROTHWELL, FIGG, ERNST & MANBECK

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FACSIMILE TRANSMITTAL SHEET

DATE: March 3, 2005

TO: U.S. Patent and Trademark Office

FAX: (703) 872-9306

FROM: Patrick T. Skacel, Reg. No. 47,948

OUR REF: 2923-108

SERIAL NO.: 09/147,036

CERTIFICATE OF FACSIMILE

I hereby certify that this **AMENDMENT AFTER FINAL UNDER 37 C.F.R. § 1.116** is being transmitted via facsimile to the Central Facsimile No. Of the U.S. Patent and Trademark Office at fax number 703-872-9306


Patrick T. Skacel, Reg. No. 47,948Number of Pages Including This Transmittal Sheet: 19

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| | | | | | |
|--|--|------------------------|--|-------------------|--|
| FEE TRANSMITTAL for FY 2005 (Small Entity) | | Complete if Known | | MAR 03 2005 | |
| | | Application Number | | 09/147,036 | |
| | | Filing Date | | December 15, 1998 | |
| | | First Named Inventor | | Jochen MAURER | |
| | | Examiner Name | | Vanessa L. Ford | |
| | | Group Art Unit | | 1645 | |
| Total Amount of Payment (\$ 60.00) | | Attorney Docket Number | | 2923-108 | |

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge additional fees and credit any overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck

☒ Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17

☒ Applicant claims small entity status

2. ☐ Payment Enclosed

☐ Check
☐ Credit Card

FEE CALCULATION

1. FILING FEE

| Fee Description | Fee | Fee Paid |
|--|------------|----------|
| \$ Filing, Search and Examination Fees | | |
| 500.00 Utility | [] | [] |
| 215.00 Design | [] | [] |
| 330.00 Plant | [] | [] |
| 700.00 Reissue | [] | [] |
| 100.00 Provisional | [] | [] |
| SUBTOTAL | \$0 | |

2. CLAIMS

| Total Claims | Independent Claims | Multiple Dependent Claims | Extra Claims | Fee | Fee Paid |
|----------------------|--------------------|---------------------------|--------------|-------------|----------|
| [] - 20** = [0] x | | | | \$ 25 = [] | |
| [] - 3** = [0] x | | | | 100 = [] | |
| | | | | 180 = [] | |

**or number previously paid, if greater;

SUBTOTAL \$0

3. APPLICATION SIZE FEE

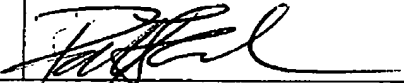
Total Sheets: [] - 100 = [] / 50* x \$125 = []

*Round up to whole number

SUBTOTAL \$0

4. ADDITIONAL FEES

| Fee Code | Fee | Fee Description | Fee Paid |
|------------------------------------|--------|--|--------------|
| 2051 | 65 | Surcharge - late filing fee or oath | [] |
| 2052 | 25 | Surcharge - late provisional filing fee or cover sheet | [] |
| 1053 | 130 | Non-English specification | [] |
| 1812 | 2,520 | For filing a request for reexamination | [] |
| 1804 | 920 | Requesting publication of SIR prior to Examiner action | [] |
| 1805 | 1,840* | Requesting publication of SIR after Examiner action | [] |
| 2251 | 60 | Extension for reply within first month | [\$60.] |
| 2252 | 225 | Extension for reply within second month | [] |
| 2253 | 510 | Extension for reply within third month | [] |
| 2254 | 795 | Extension for reply within fourth month | [] |
| 2255 | 1,080 | Extension for reply within fifth month | [] |
| 2401 | 250 | Notice of Appeal | [] |
| 2402 | 250 | Filing a brief in support of an appeal | [] |
| 2403 | 500 | Request for Oral Hearing | [] |
| 1451 | 1,510 | Petition to institute a public use proceeding | [] |
| 2452 | 250 | Petition to revive -unavoidable | [] |
| 2453 | 750 | Petition to revive - unintentional | [] |
| 2501 | 700 | Utility issue fee (or reissue) | [] |
| 2502 | 400 | Design issue fee | [] |
| 2503 | 550 | Plant issue fee | [] |
| 1807 | 50 | Processing fee under 37 CFR 1.17(q) | [] |
| 1806 | 180 | Submission of Information Disclosure Statement | [] |
| 8021 | 40 | Recording each patent assignment per property (times number of properties) | [] |
| 2809 | 395 | Filing a submission after final rejection (37 CFR .129(a)) | [] |
| 2810 | 395 | For each additional invention to be examined (37 CFR 1.129(b)) | [] |
| 2801 | 395 | Request for Continued Examination (RCE) | [] |
| 1802 | 900 | Request for expedited examination of a design application | [] |
| 1504 | 300 | Publication fee for early, voluntary, or normal publication | [] |
| 1505 | 300 | Publication fee for republication | [] |
| 1455 | 200 | Filing an application for patent term adjustment | [] |
| 1456 | 400 | Request for reinstatement of term reduced | [] |
| Other fee (specify) | | | [] |
| * Reduced by Basic Filing Fee Paid | | SUBTOTAL | \$60. |

| | | | |
|----------------------|---|--------------------------|---------------|
| SUBMITTED BY | | Complete (if applicable) | |
| NAME AND REG. NUMBER | Patrick T. Skacel | Reg. No. 47,948 | |
| SIGNATURE |  | DATE | March 3, 2005 |
| | | DEPOSIT ACCOUNT USER ID | 02-2135 |

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MAR 03 2005

| | | | |
|--|--|------------------------|-------------------|
| TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> | | Application Number | 09/147,036 |
| | | Filing Date | December 15, 1998 |
| | | First Named Inventor | Jochen MAURER |
| | | Examiner Name | Vanessa L. Ford |
| | | Group Art Unit | 1645 |
| | | Attorney Docket Number | 2923-108 |
| Total Number of Pages in This Submission 18 | | | |
| ENCLOSURES (check all that apply) | | | |

- | | | |
|--|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Assignment Papers | <input type="checkbox"/> After Allowance Communication to Group |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input checked="" type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input checked="" type="checkbox"/> After Final | <input type="checkbox"/> Petition | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input checked="" type="checkbox"/> Extension of Time Request (See Fee Transmittal) | <input type="checkbox"/> Executed Declaration and Power of Attorney | Sambrook, et al. excerpt (1 pg.) |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | DSMZ data sheet (1 pg.) |
| <input type="checkbox"/> Information Disclosure Statement, PTO-1449 Form and References | <input type="checkbox"/> Request for Refund | |
| <input type="checkbox"/> Translated Copy of Priority Document(s) & Transmittal | <input type="checkbox"/> CD, Number of CD(s) | |
| <input type="checkbox"/> Response to Missing Parts of Nonprovisional Application under 37 CFR 1.53 (b) | | |

REMARKS:

| | | | | | |
|----------------------|---|--------------------------|---------------|-------------------------|---------|
| SUBMITTED BY | | Complete (if applicable) | | | |
| NAME AND REG. NUMBER | Patrick T. Skacel Reg. No. 47,948 | | | | |
| SIGNATURE |  | DATE | March 3, 2005 | DEPOSIT ACCOUNT USER ID | 02-2135 |

2923-108.transm.wpd

REPLY UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE
TC/A.U. 1645

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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MAR 03 2005

Appl. No. : 09/147,036
Applicant : Jochen MAURER
Filed : December 15, 1998
TC/A.U. : 1645
Examiner : Vanessa L. Ford

Docket No. : 2923-108
Customer No. : 06449
Confirmation No. : 1165
Title : EXPORT SYSTEMS FOR RECOMBINANT PROTEINS

AMENDMENT AFTER FINAL UNDER 37 C.F.R. § 1.116

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

March 3, 2005

Dear Sir:

This Amendment is being submitted in response to the Final Office Action mailed November 3, 2004 in connection with the above-identified application. A response to the Office Action was originally due February 3, 2005. A one-month extension of time is hereby requested extending the due date for reply to March 3, 2005. Authorization for payment of the fee for a one month extension of time also accompanies this Amendment. Accordingly, this Amendment is being timely filed.

Amendments to the claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 10 of this paper.

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